

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

U.S. SMALL BUSINESS ADMINISTRATION, as  
Receiver for PROSPERO VENTURES, L.P.

Plaintiff,

V.

JOHN W. MURPHY,

Defendant.

E-filing

SUMMONS IN A CIVIL CASE

CASE NUMBER:

C07-03737

SI

TO: (Name and address of defendant)

JOHN W. MURPHY  
751 Main Street  
Hurwich, MA 02645

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

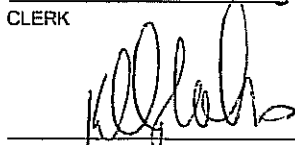
Arlene P. Messinger, Esq.  
U.S. Small Business Administration  
Receiver for Prospero Ventures, L.P.  
409 Third Street, S.W., 7th Floor  
Washington, DC 20416

and

Darryl J. Horowitz, Esq.  
Coleman & Horowitz, LLP  
499 West Shaw, Suite 116  
Fresno, CA 93704

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking  
CLERK



(BY) DEPUTY CLERK

DATE JUL 19 2007

**RETURN OF SERVICE**

**UNITED STATES DISTRICT COURT  
Northern District District of California**

Case Number: C07-03737-SI

Plaintiff:

**U.S. Small Business Administration, Receiver for Prospero Ventures,  
L.P.**

vs.

Defendant:

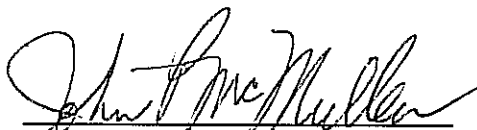
**John W. Murphy**

Received by MASS CONSTABLE SERVICE to be served on **JOHN W. MURPHY, 751 Main St., Harwich, MA 02645.**

I, John P McMullen, do hereby affirm that on the **14th day of August, 2007 at 7:50 am, I:**

Served a true and attested copy of the **USDC Summons; Complaint; Order Setting Initial CMC and ADR Deadlines; Notice of Assignment of Case to a United States Magistrate Judge for Trial; Plaintiff's Consent to Proceed Before a United States Magistrate Judge; Filing Guidelines; EFC Registration Informational Handout; ADR Certification by Parties and Counsel; Instructions for Completion of ADR Forms; Notice of Need for ADR Phone Conference; Notice of Need for Mediation; Stipulation and Proposed Order Selecting ADR Process; and ADR Dispute Resolution Procedures Handbook** to **John W. Murphy** in the following manner, by delivering in hand to **Victor Brunka**. Said service was made at **751 Main St., Harwich, MA 02645.**

I certify that I am over the age of 18, have no interest in the above action.

  
**John P McMullen**  
Process Server

**MASS CONSTABLE SERVICE  
1004 Pheasant Lane  
Middleboro, MA 02346  
(508) 946-6914**

Our Job Serial Number: 2007001763  
Ref: 1875.01